

COUNCIL CHAMBERS CITY COUNCIL
CITY HALL - CITY OF LODI
TUESDAY, MARCH 16, 1948

This meeting held pursuant to the provisions of Section 9918 of the Elections Code of this State beginning at 8:15 o'clock P.M. of Tuesday, the 16th day of March, 1948 (being the first Tuesday following the Special Municipal Election held on Tuesday, March 9, 1948. Councilmen Haskell, Lytle, Tolliver and Rinn present, Councilman Riggs absent.

The returns of election from the four consolidated precincts established for the holding of this election were presented by the City Clerk and on a canvass of these returns, the findings and results of the Special Municipal Election held March 9, 1948 were ascertained by the adoption of Resolution No. 1406, introduced by Councilman Haskell, Lytle second and passed by the following vote:

AYES:	Councilmen, Haskell, Lytle, Tolliver and Rinn (Mayor)	4
NOES:	Councilmen, None	0
ABSENT:	Councilman, Riggs.	1

RESOLUTION NO. 1406
RESOLUTION DECLARING THE RESULT OF A SPECIAL MUNICIPAL
ELECTION HELD IN THE CITY OF LODI ON THE 9TH DAY OF
MARCH, 1948.

WHEREAS, a special municipal election was held and conducted in the City of Lodi on Tuesday, the 9th day of March, 1948, for the purpose of submitting to the voters of said City the following question:

" IN ORDER TO PROVIDE A SINGLE AND COMPLETE SCHEME FOR THE
REORGANIZATION OF THE GOVERNMENT OF THE CITY OF LODI, SHALL
THIS CITY ADOPT THE COUNCIL-MANAGER PLAN OF GOVERNMENT AND
SHALL THE CITY COUNCIL HEREAFTER APPOINT THE CITY CLERK AND
THE CITY TREASURER OF THE CITY OF LODI ? "

AND, WHEREAS, it appears from the report of the City Clerk and the records on file in his office that notice of said election was duly and regularly given; that voting precincts were properly established and the polling places thereof designated; that election officers were appointed and qualified; that election supplies, including official ballots were furnished each of said precincts and that, in all respects, said election was held and conducted and the votes cast thereat received and canvassed and the returns thereof made, determined and declared in time, form and manner as required by the election laws of this State providing for and regulating municipal elections in sixth class cities, and,

WHEREAS, this City Council of the City of Lodi, meeting at the Council Chambers thereof on this Tuesday the 16th day of March, 1948 to canvass the returns of this election and declare the result thereof, finds as a result of said canvass that the total number of votes cast, the number cast in favor of the proposition and the number of votes cast against the same to be as follows:

	VOTES CAST		
	FOR	AGAINST	TOTAL
Consolidated Voting Precinct "A" consisting of San Joaquin County Precincts 1,2,3,4,7, and 23.	279	170	449
Consolidated Voting Precinct "B" consisting of San Joaquin County Precincts 5,6,8,9,18 and 22.	358	179	537
Consolidated Voting Precinct "C" consisting of San Joaquin County Precincts 10, 11, 12 13, 14 and 19	226	186	412
Consolidated Voting Precinct "D" consisting of San Joaquin County Precincts 15, 16, 17, 20 and 21	159	144	303
TOTALS	1 022	679	1 701

RESOLVED THEREFORE, that this City Council hereby finds, determines and declares:

(1) That said election was regularly held and conducted on the said ninth day of March, 1948.

(2) That the total number of votes cast thereat was One Thousand Seven Hundred and One (1 701)

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(3) That the total number of votes cast in favor of the proposition submitted was One Thousand and Twenty Two (1 022);

(4) That the total number of votes cast against the proposition submitted was Six Hundred Seventy Nine (679)

(5) From the foregoing, the proposition submitted was adopted, that is, the City of Lodi by this election has adopted the Council-Manager form of government and, after the expiration of the terms of office of the incumbent City Clerk and City Treasurer, the City Council shall appoint the City Clerk and the City Treasurer.

Upon the adoption of this resolution, the City Clerk shall enter a full copy thereof in the records of this City Council for the meeting of Tuesday, March 16, 1948

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Following the adoption of the foregoing Resolution No. 1406, the City Council continued in adjourned regular session as adjourned from its meeting of March 10, 1948, Councilmen Haskell, Lytle, Tolliver and Rinn present, Councilman Riggs absent.

The minutes of the adjourned regular meeting of March 10, 1948 were read, approved as read and so endorsed by the Mayor.

No persons appearing at this time, the order of Public Hearings was passed.

COMMUNICATIONS & REPORTS -

POUNDMASTERS
POUND CAR
PURCHASE OF
TWO TRUCKS
AUTHORIZED

Chief of Police Fore by letter advised the Council that the 1929 Ford Pick-up operated by Poundmaster Forrest E. Cooper had outlived its usefulness and that repairs were not advisable. Mr Fore submitted prices on Chevrolet and Ford pick-ups and $\frac{1}{2}$ Ton trucks acceptable as substitutes for this car. At the suggestion of Superintendent Killelea, the 1937 Chevrolet pick-up used in the electric department was made available to Mr Cooper and the Superintendent of Utilities authorized to secure informal proposals on a $1\frac{1}{2}$ ton and a $\frac{1}{2}$ ton truck for his department. The authorization to purchase a used 1947 $1\frac{1}{2}$ ton truck given March 10th was then rescinded.

VARIANCES OF
KRANICK, KRAUSE
AND WAGERS
SET FOR
HEARING

The City Planning Commission, having held one public hearing in each instance, recommended that variances be granted J.O. Kranick, John Krause and L. E. Wagers from the strict application of side and rear yard requirements of Ordinance No. 238. Recommendations accepted and all three set for hearing April 7, 1948 at 8:00 P.M.

ENGINEERS
REPORT

City Engineer Heckenlaible presented a report of twenty-five major activities of the Engineering Department for the period October 15, 1947 to February 29, 1948

WATER
WASTE
PREVENTION
CAMPAIGN

Mr Heckenlaible also directed the Council's attention to the waste of water caused by defective or illadjusted plumbing fixtures and suggested that an inspection program be instituted at once in view of the fact that waste of water is also a waste of electrical power. It appearing that there is ample power to enforce regulations against water waste in existing ordinances, Mr Heckenlaible was directed to proceed in the best manner he deemed possible to secure compliance with the regulations against the wasting of water.

STATE DEPT
EMPLOYMENT
LEASE
UPPED

A letter to the Supervisor of Offices of the State department of Employment advising him that the City would proceed with the changes and alterations proposed on the building at No. 125 N. Stockton Street if his department would approve an amendment to the lease to allow a rental of at least \$225.00 per month, was approved and ordered mailed.

In the matter of the application of Evangelist Irene B. Wagner for permission to rent a part of the old Salem School grounds; the clerk read a letter from Dr B.H. Patten of Patten College and Seminary endorsing her as a person of good character. The Council still being in some doubt as to the advisability of renting this lot,

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without some further investigation, directed that the local Ministerial Association be advised of the application and asked to express their views.

ORDINANCE 366
ADOPTED and
APPROVED

ORDINANCE NO. 366 - " AN ORDINANCE AMENDING THE ZONE DISTRICT MAP OF THE CITY OF LODI BY RECLASSIFYING AND REZONING THE NORTHERLY 67 FEET OF THE EASTERLY 140 FEET OF LOT 30, OF THE LODI BARNHART TRACT " having been regularly introduced on March 10, 1948 was brought up for passage on motion of Councilman Haskell, Lytle second, second reading omitted after reading by title, by unanimous consent, and this ordinance finally passed, adopted and ordered to print by the following vote:

AYES: Councilmen, Haskell, Lytle, Tolliver and Rinn
NOES: None. ABSENT: Councilman Riggs.

Mayor Rinn then signed Ordinance No. 366 in approval thereof.

TREASURER
REPORT
FEBRUARY

City Treasurer Vincent C. Webb's financial statement and report for the month of February, 1948 was received and read. Transfer of accounts, other than General Fund to Farmers & Merchants Bank of Lodi was approved.

CHEROKEE LANE
SIGNALS ?

The City Clerk was directed to ascertain from the Division of Highways if any progress was being had in the installation of traffic signals on Cherokee Lane (State Highway 4).

LICENSES

Business license applications as filed with the City Clerk were ordered referred to the Chief of Police for investigation.

CLAIMS
\$41 540.91

Claims (miscellaneous) in the amount of \$41,540.91 as certified by the City Clerk, were allowed and ordered paid.

AMERICAN
RIVER WATER
FILING
AUTHORIZED

City Engineer Heckenlaible stated that he had conferred with Attorney Reuben P. Rott of the proposed Northern San Joaquin Water Conservation District and with W. B. Hogan, City Manager of the City of Stockton relative to this City's filing on unappropriated waters of the American River. Mr Heckenlaible was authorized to so file on behalf of the City of Lodi after conferring with the Division of Water Resources of this State.

ORDINANCE 367
INTRODUCED
DEFINING
POWERS &
DUTIES OF
CITY MANAGER

At this time, City Attorney Glenn West presented ORDINANCE NO. 367 - " AN ORDINANCE CREATING THE OFFICE OF CITY MANAGER OF THE CITY OF LODI, DEFINING HIS POWERS AND DUTIES AND PROVIDING HIS COMPENSATION " and the same was read section by section by the City Clerk. On motion of Councilman Tolliver, Haskell second, Section 6 of the proposed ordinance was amended to read:
" Section 6. No claim or demand shall be audited or allowed which is not approved by the City Manager "
Councilman Tolliver then moved the introduction of Ordinance No. 367, this motion seconded by Councilman Haskell, and by the same motion, this ordinance was ordered laid over for not less than five days. Motion carried and ordinance declared to stand introduced.

APPLICATIONS
FOR APPOINT-
MENT AS CITY
MANAGER IN
ORDER

Mayor Rinn then stated that the City Council desired to express its appreciation to the representatives of the newspapers who had so fully supported the Council's proposal that Lodi adopt the Council-Manager form of government. Mr Rinn also stated that the Council would now receive applications for the position of City Manager, the same to be filed with the City Clerk and applicants to be personally interviewed by the Council. On motion of Councilman Tolliver, Lytle second, the Clerk was directed to insert an advertisement in " Western City " inviting applications for this position.

At 10:10 P.M. the City Council returned into executive session for conference with the City Engineer, the City Attorney and the Superintendent of Public Utilities, returning to open meeting at 11:00 P.M.

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ASSIGNMENT
OF WATER
FILINGS TO
CITY BY
EDDLEMONT ET AL

Mayor Rinn presented an assignment of the filings made by Irving Eddlemont, Louis Hieb and Verne W. Hoffman as Trustees of Northern San Joaquin Water Conservation District, to be formed, transferring their application for authority to use waters of the Mokelumne River, Bear Creek, Dry Creek and Paddy Creek to the City of Lodi.

ACCEPTANCE
OF
ASSIGNMENT
RES. 1407
ADOPTED

It appearing to the members of the City Council that it would be to the advantage of the City of Lodi and of the land owners to be included in the proposed water conservation district that this City complete these filings, the assignment was accepted and City Engineer A. C. Heckenlaible directed to immediately prosecute such completion with the Division of Water Resources by the adoption of Resolution No. 1407, introduced by Councilman Tolliver, Haskell second and carried without dissenting vote.

ADJOURNMENT
TO MAR 24

The City Council then adjourned to and until 8:00 P.M. of Wednesday, March 24, 1948, directing the City Clerk to appear at the Council Chambers at 8:00 P.M. of Wednesday, March 17, 1948 and adjourn the regular meeting due to be held at that time and place to the first above named time.

Attest:

J. F. Blakely
J. F. BLAKELY, City Clerk

The foregoing minutes of a regularly adjourned meeting of the City Council of the City of Lodi held March 16, 1948 were read at a subsequent meeting of said City Council held March 24, 1948 and approved without correction

March 24, 1948

Spencer L. Rinn
Mayor of the City of Lodi

COUNCIL CHAMBERS, CITY COUNCIL
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WEDNESDAY, MARCH 17, 1948

I appeared at the hour of 8:00 o'clock P.M. of Wednesday March 17, 1948 at the Council Chambers, City Hall, Lodi, California and finding no members of the City Council present and no persons appearing to present matters to said City Council, did then and there adjourn, set over and postpone said meeting to 8:00 o'clock P.M. of Wednesday, March 24, 1948.

March 17, 1948

J. F. Blakely
City Clerk